रजिस्ट्री सं० डी० एल० 33004/93 REGISTERED No. DL-33004/93

भारत का राजपत्र
The Gazette of India

असाधारण
EXTRAORDINARY
भाग II—खण्ड 1
PART II—Section 1
प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं० 58] नई दिल्ली, शनिवार, अप्रैल 3, 1993/चैत्र 13, 1915
No. 58] NEW DELHI, SATURDAY, APRIL 3, 1993/CHAITRA 13, 1915

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके ।
Separate paging is given to this Part in order that it may be filed as a separate compilation

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS

(Legislative Department)

New Delhi, the 3rd April, 1993/Chaitra 13, 1915 (Saka)

The following President's Act is published for general information:—

THE RAJASTHAN MUNICIPALITIES (AMENDMENT) ACT, 1993

No. 1 OF 1993

Enacted by the President in the Forty-fourth Year of the Republic of India

An Act further to amend the Rajasthan Municipalities Act, 1959.

10 of 1993. In exercise of the powers conferred by section 3 of the Rajasthan State Legislature (Delegation of Powers) Act, 1993, the President is pleased to enact as follows:—

Short title and commencement.

1. (*1*) This Act may be called the Rajasthan Municipalities (Amendment) Act, 1993.

(2) It shall be deemed to have come into force on the 28th day of December, 1992.

Amendment of section 23.

Raj. Act 38 of 1959.

2. In the proviso to sub-section (*1*) of section 23 of the Rajasthan Municipalities Act, 1959 (hereinafter referred to as the principal Act), for the words "two years" occurring at the end, the words "three years" shall be substituted.

Amendment of section 293-A.

3. In sub-section (*1*) of section 293-A of the principal Act, for the words "two years", at both the places where they occur, the words "three years" shall be substituted.

Ord. 21 of 1992.

Repeal and savings.

4. (1) The Rajasthan Municipalities (Amendment) Ordinance, 1992 is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the principal Act, as amended by this Act.

SHANKER DAYAL SHARMA,
President.

B. R. ATRE,
Joint Secy. to the Govt. of India.

Reasons for the enactment

Under section 293-A of the Rajasthan Municipalities Act, 1959 (Rajasthan Act No. 38 of 1959), as it stood before its amendment by the Rajasthan Municipalities (Amendment) Ordinance, 1992 (Ord. 21 of 1992), the term of Administrators appointed in various Municipalities in the State of Rajasthan, including any period of extension, could not exceed two years. The term of Administrators then functioning in various Municipalities in that State was to expire on 28th December, 1992. Since the election in these Municipalities is likely to take sometime, the said maximum period of two years has been extended to three years by the said Ordinance.

2. The powers of the Legislature of the State of Rajasthan to make laws has been declared by the Proclamation issued on 15th December, 1992 under article 356 of the Constitution to be exercisable by or under the authority of Parliament. The said power has now been conferred by Parliament on the President under article 357(1) (*a*) of the Constitution by enacting the Rajasthan State Legislature (Delegation of Powers) Act, 1993.

3. It has, therefore, been decided that the aforesaid term of office of the Administrators be extended to a maximum of three years by amending sections 23 and 293-A of the Rajasthan Municipalities Act, 1959 (Rajasthan Act No. 38 of 1959) by a Presidential enactment.

4. Under the proviso to sub-section (2) of section 3 of the Rajasthan State Legislature (Delegation of Powers) Act, 1993, the President shall, before enacting any President's Act, consult a Committee constituted for the purpose consisting of members of both the Houses of Parliament. As the provisions of the aforesaid Ordinance will be expiring by 4th April, 1993, and it is necessary to replace that Ordinance by the President's Act before that date and the said Committee has not so far been constituted, it is not practicable to consult the said Committee prior to the enactment of this Bill. The measure is, accordingly, being enacted without reference to the said Committee.

K. J. REDDY,
Secy. to the Govt. of India,
Ministry of Urban Development.

PRINTED BY THE MANAGER, GOVERNMENT OF INDIA PRESS, MINTO ROAD, NEW DELHI
AND PUBLISHED BY THE CONTROLLER OF PUBLICATIONS, DELHI, 1993